



# Arizona House of Representatives House Majority Research MEMORANDUM

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**To:** Representative Petersen  
**Re:** HB 2114 ~~independent business status; declaration~~  
NOW: declaration; independent business status  
**Date:** March 29, 2016

## **CONCUR / REFUSE BLUE SHEET #**

[HB 2114](#) passed the Senate 3<sup>rd</sup> Read ([23-5-2-0-0](#)) and is listed on [Blue Sheet #8](#) for Caucus. Please let me know if you intend to **Concur** or **Refuse** the Senate amendments.

## **HOUSE ENGROSSED BILL**

As passed the House, HB 2114 establishes the Declaration of Independent Business Status (Declaration), which prescribes the *employer* and *independent contractor* relationship.

## **SENATE AMENDMENTS (S/E AMENDMENT AS AMENDED)**

The Senate amended HB 2114 to incorporate most of the original bill's provisions, with additional changes as follows:

1. Stipulates that the *Declaration of Independent Business Status* (Declaration) is an option for an independent contractor relationship and reiterates the Declaration is not mandatory to create this relationship.
2. Exempts those licensed by the Registrar of Contractors, unless they are contracting with an independent contractor.
3. Stipulates that investigations and enforcement proceedings are unaffected by the provisions of this bill with regard to the employment relationship.
4. Requires the contractor to acknowledge 6 of the 10 items to constitute an independent contractor relationship.
5. States there is no substitution for the independent contractor written agreement outlined in the workers' compensation statutes.
6. Contains a severability clause and an applicability clause.